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**FACSIMILE SUBMISSION UNDER 37 CFR 1.8**

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TO:	FROM:
Mail Stop Duplicates	Jason D. Kelly
COMPANY:	DATE:
U.S. Patent and Trademark Office	JULY 11, 2005
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
1-703-872-9306	4
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
1-888-786-0101	1023-228US01
RE:	APPLICATION SERIAL NUMBER:
Response to Notice Under 37 CFR 1.251 - Pending Application	10/696,491

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PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Richard B. North; Jeffrey M. Sieracki	Confirmation No.	5730
Serial No.:	10/696,491	Docket No.:	1023-228US01
Filed:	October 29, 2003	Customer No.:	28863
Examiner:	Unknown	Group Art Unit:	3736
Title:	BODY REGION INDICATION		

CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on July 11, 2005.

By: 

Name: Patricia Cygan

**RESPONSE TO NOTICE UNDER 37 CFR 1.251  
PENDING APPLICATION**

Mail Stop Duplicates  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice Under 37 CFR 1.251 – Pending Application mailed April 11, 2005, Applicants respond as follows.

The Patent Office is requesting Applicant to submit an Information Disclosure Statement and NPL Documents dated January 12, 2004. Applicants do not possess any record of the correspondence between the Office and the Applicant for the above-identified application.

Applicants have attached a signed copy of the Notice as requested.

This response is being timely filed within the three month period ending July 11, 2005.

If there are any questions regarding this application or if any additional information is needed, please contact the undersigned.

Application Number 10/696,491  
Responsive to Notice mailed April 11, 2005

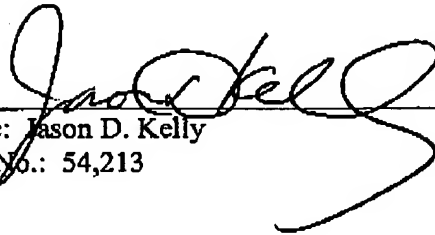
Please apply any charges not covered, or any credits, to Deposit Account No. 50-1778.

Date:

7/11/05

SHUMAKER & SIEFFERT, P.A.  
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By:



Name: Jason D. Kelly  
Reg. No.: 54,213

## COMMISSIONER FOR PATENTS

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

In re Application of: SIERACKI, JEFFREY M. et al.  
Application No.: 10696491  
Filing Date: 10/29/03  
Title: BODY REGION INDICATION

Direct to: U.S. Patent and Trademark Office  
Mail Stop: Duplicates  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**NOTICE UNDER 37 CFR 1.251 – Pending Application**

Statement (check the appropriate box):

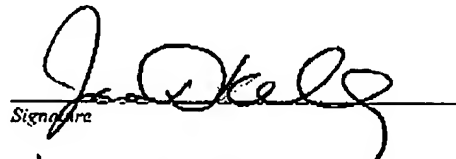
☐ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

☒ Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

July 11, 2005  
Date

  
Signature  
JASON D. KELLY  
Typed or printed name

**A Copy of this notice should be returned with the reply.**

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

PTO Doc Code: R251.RES (Rev. 03/05)